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PART V

Bills introduced in the Gujarat Legislative Assembly

(To be translated into Gujarati and the translation to be published in the *Gujarat Government Gazette*. The date of publication to be reported.)

The following Bill is published with the consent of the Speaker given under the proviso to rule 127A of the Gujarat Legislative Assembly Rules:-

THE GUJARAT UNIVERSITY OF TRANSPLANTATION SCIENCES

(AMENDMENT) BILL, 2024.

GUJARAT BILL NO. 5 OF 2024.

A BILL

further to amend the Gujarat University of Transplantation Sciences Act, 2015.

It is hereby enacted in the Seventy-fifth Year of the Republic of India as follows: -

1. This Act may be called the Gujarat University of Transplantation Sciences (Amendment) Act, 2024. **Short title.**

- Amendment of section 2 of Guj. 9 of 2015.** **2.** In the Gujarat University of Transplantation Sciences Act, 2015 (hereinafter referred to as “the principal Act”), in section 2, -
- (1) clause (15) shall be deleted;
 - (2) after clause (23), the following clause shall be inserted, namely: -
“(24) “Vice-Chancellor” means the Vice-Chancellor of the University.”.
- Amendment of section 3 of Guj. 9 of 2015.** **3.** In the principal Act, in section 3, -
- (1) in sub-section (2), for the word “Pro-Chancellor”, the word “Chancellor” shall be substituted;
 - (2) after sub-section (5) the following sub-section shall be inserted namely: -
“(6) The Institute shall function under the University.”.
- Amendment of section 9 of Guj. 9 of 2015.** **4.** In the principal Act, in section 9, in clause (i), for the word “Pro-Chancellor”, the word “Chancellor” shall be substituted.
- Substitution of section 10 of Guj. 9 of 2015.** **5.** In the principal Act, for section 10, the following section shall be substituted, namely: -
- “Chancellor. **10.** (1) The Governor of the State of Gujarat shall be the Chancellor of the University.
- (2) The Chancellor shall, by virtue of his office, be the head of the University and shall, if present, preside at the Convocation of the University held for conferring degrees.”.
- Deletion of section 11 of Guj. 9 of 2015.** **6.** In the principal Act, section 11 shall be deleted.
- Substitution of section 12 of Guj. 9 of 2015.** **7.** In the principal Act, for section 12, the following section shall be substituted, namely: -
- “Vice Chancellor. **12.** (1) The Vice-Chancellor shall be appointed by the State Government, who shall be the principal academic and executive officer of the University and *ex-officio* Chairperson of the Board of Governors, Academic Council, Executive Council and Finance Committee.
- (2) The Vice-Chancellor shall be a Post-Graduate doctor of eminence with twenty years of professional experience out of which minimum seven years of experience shall be in organ transplantation or transplantation related research.
- (3) The Vice-Chancellor shall, subject to the terms and conditions of contract of service, hold office for a term of five years from the date on which he takes charge of his office and shall be eligible for re-appointment for one more term only:
- Provided that no person appointed as a Vice-Chancellor shall continue to hold his office as such after he attains the age of sixty-seven years.
- (4) Where a vacancy in the office of the Vice-Chancellor occurs on account of death, resignation or otherwise, the State Government shall appoint as soon as possible, a suitable person to be the Vice-Chancellor of the University in accordance with sub-sections (1) and (2).
- (5) The Vice-Chancellor may, by writing under his signature addressed to the State Government, resign from his office and such resignation shall take effect from the date of acceptance of resignation by the State Government.”.

- 8.** In the principal Act, in section 13, -
- (1) in clause (ii), for the words “Executive Council”, the words “Board of Governors, Executive Council” shall be substituted;
- (2) for clause (vi), the following clause shall be substituted, namely: -
- “(vi) exercise such other powers and perform such other duties as may be assigned to him by or under this Act or the regulations or as may be delegated to him by the State Government;”;
- (3) after clause (vi), the following clauses shall be added, namely: -
- “(vii) the Vice-Chancellor shall have, subject to the provisions of this Act, power to authorise such person or persons as he may direct to make an inspection or review of the University, its buildings, hostels, libraries, equipments and systems and processes of any institution or centre maintained by the University, and also of the examinations, teaching, research and other work conducted or done by the University and to cause an inquiry to be made in like manner in respect of any matter connected with the administration, academic affairs and finances of the University;
- “(viii) the Vice-Chancellor shall be the *ex-officio* Director of the institute.”.
- 9.** In the principal Act, section 14 shall be deleted.
- 10.** In the principal Act, in section 15, for sub-section (2), the following sub-section shall be substituted, namely: -
- “(2) The Vice-Chancellor shall nominate the Deans with the approval of the Board of Governor, -
- (i) from amongst the professors and Heads of Departments of IKDRC-ITS; or
- (ii) from amongst the academic faculty of the University who are in the professor scale and having not less than 15 years of professional experience.”.
- 11.** In the principal Act, in section 20, -
- (1) in sub-section (1),
- (i) clause (i) shall be deleted;
- (ii) for clause (vi), the following clause shall be substituted, namely:-
- “(vi) Four members, to be nominated by the State Government, out of which two members shall be from the Governing body of the Institute, other than *ex-officio* members, and remaining two members having experience in Administration or Management or Finance or Law or Health Care.”;
- (2) in sub-section (3), in clause (iii), for the words “Pro-Chancellor”, the words “Vice-Chancellor” shall be substituted;
- (3) in sub-section (4), for the words “Pro-Chancellor”, the words “Vice-Chancellor” shall be substituted;
- (4) for sub-section (6), the following sub-section shall be substituted, namely: -
- “(6) Every meeting of the Board of Governors shall be presided over by the Vice-Chancellor and in his absence, by a member, who is chosen by the members present at the meeting.”.
- 12.** In the principal Act, in section 21, in sub-section (2), in clause (ix), for the word “Pro-Chancellor”, the word “Vice-Chancellor” shall be substituted.

**Amendment of
section 13 of
Guj. 9 of 2015.**

**Deletion of
section 14 of
Guj. 9 of 2015.**

**Amendment of
section 15 of
Guj. 9 of 2015.**

**Amendment of
section 20 of
Guj. 9 of 2015.**

**Amendment of
section 21 of
Guj. 9 of 2015.**

- Amendment of section 36 of Guj. 9 of 2015.** **13.** In the principal Act, in section 36, in sub-section (2), for the word “Pro-Chancellor” wherever they occur, the word “Vice-Chancellor” shall be substituted.
- Amendment of section 38 of Guj. 9 of 2015.** **14.** In the principal Act, in section 38, in sub-section (2), in clause (ii), the word “Pro-Chancellor” shall be deleted.
- Amendment of section 39 of Guj. 9 of 2015.** **15.** In the principal Act, in section 39, the word “Pro-Chancellor” shall be deleted.
- Amendment of section 42 of Guj. 9 of 2015.** **16.** In the principal Act, in section 42, the clause (v) shall be deleted.

STATEMENT OF OBJECTS AND REASONS

The Gujarat University of Transplantation Sciences has been established in the State of Gujarat under the Gujarat University of Transplantation Sciences Act, 2015 to impart proper and systematic instruction, teaching, training and research in transplantation and allied sciences in the State and also to confer the status of University to Smt. Gulabben Rasiklal Doshi and Smt. Kamlaben Mafatlal Mehta Institute of Kidney Diseases and Research Centre-Dr. H.L. Trivedi Institute of Transplantation Sciences (IKDRC-ITS).

Section 10 of the said Act provides for the appointment of Pro-Chancellor of the University. The State Government considers it necessary to remove the office of the Pro-Chancellor so as to bring the parity with the other Universities laws. It is considered necessary that the Governor of Gujarat shall preside at the convocation as a Chancellor of the University. Therefore, necessary amendments have been proposed to be made in the said Act of 2015.

Existing sections 12 and 13 have been proposed to be amended to provide for the terms and conditions subject to which the Vice-Chancellor shall be appointed as also to provide for the powers and functions of the Vice-Chancellor. Other consequential amendments have also been proposed in certain sections of the said Act.

This Bill seeks to amend the said Act to achieve the aforesaid object.

Dated 22nd February, 2024.

RUSHIKESH PATEL.

By order and in the name of the Governor of Gujarat,

K. M. LALA,

Gandhinagar,

Dated the 22nd February, 2024.

Secretary to the Government of Gujarat,

Legislative and Parliamentary Affairs Department.

